IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No. 20626 of 2005

For Approval and Signature:

HONOURABLE MR.JUSTICE K.M.MEHTA

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NARAYAN JIVAN SAHU - Petitioner(s)

Versus

COMMISSIONER OF POLICE-SURAT CITY & 2 - Respondent(s)

Appearance :
MS BANNA S DUTTA for Petitioner(s) : 1,
MR. L.R. PUJARI, AGP, for Respondent(s)

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CORAM : HONOURABLE MR.JUSTICE K.M.MEHTA

Date : 20/12/2005

ORAL JUDGMENT

1. Narayan Jivan Sahu, petitioner, has filed this petition challenging the detention order dated 9.9.2005 passed under the provisions of Prevention of Anti-Social Activities Act, 1985. The petitioner is a co-detenu of petitioner Babliben, d/o. Parbhubhai Makanbhai Koli Patel, of Special Civil Application No. 20621 of 2005.

2. For the reasons stated in Special Civil Application No. 20621 of 2005, this petition is also allowed.

3. In the result, this petition is allowed. The

impugned order of detention dated 9.9.2005 passed by the Police Commissioner, Surat City, is quashed and set aside. The petitioner Narayan Jivan Sahu is ordered to be set at liberty forthwith if he is not required in any other case. Rule is made absolute accordingly. Direct service is permitted.

(K.M. MEHTA, J)

(pkn)